City of Columbia

701 East Broadway, Columbia, Missouri 65201



Agenda Item Number: B 229-15

Department Source: Community Development - CDBG/Home

To: City Council

From: City Manager & Staff Council Meeting Date: 8/3/2015

Re: Approving an Ordinance for the Execution of a Contract for Purchase of Property Located 109,

111, and 113 Lynn Street.

Documents Included With This Agenda Item

Council memo, Resolution/Ordinance, Sales Contract

Supporting documentation includes: Map, Appraisal Report

Executive Summary

Council approval of this ordinance will authorize the City Manager to execute a contract for purchase of properties located at 109, 111, and 113 Lynn Street. The properties are vacant lots with a combined total area of approximately 150 ft x 206 ft. The lots are located directly across the street from current City funded affordable housing projects underway at 106 and 110 Lynn Street. There are also several additional planned CDBG funded projects in the vicinity including Garth Sidewalks, Worley and Garth bus shelter, Oak Towers renovations, and Centro Latino exterior renovations.

Potential redevelopment plans include affordable single family residential structures including energy efficiency and universal design features. City staff is also exploring the feasibility of increasing site density with a potential cottage housing style development and maintaining ownership of the land under the housing trust model. Additional neighborhood input will be obtained during the project planning process.

City staff is also considering proposing the utilization of these lots for the City surplus funded development of energy efficient and universally designed homes under the housing trust model. The homes would also potentially be designated recipients of CDBG funded community solar participants through the FY 2016 CDBG funded community solar project in partnership with the Water and Light Department. This project aligns well with current citywide strategic planning efforts and current redevelopment efforts within the neighborhood.

Discussion

City staff has been negotiating with both the Columbia Community Development Corporation (CCDC) II and the Columbia Housing Authority (CHA) for the purchase of land located on the block of Lynn, Garth, Sexton and Oak. The CCDC II initially purchased 109, 111, and 113 Lynn in order to develop affordable housing, however CCDC II is no longer moving forward with developing additional affordable housing. The CHA has also focused its affordable housing efforts to other priorities, due to additional available resources.

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The attached sales contract is for the purchase of 109, 111, and 113 Lynn St, currently owned by CCDC II. The purchase price of the 3 combined lots is \$45,765, or \$15,255 per lot. An appraisal was conducted July 10, 2015 on a similarly sized adjoining lot located at 107 Lynn, which appraised at \$16,000. The sales price for the CCDC II lots are consistent with the appraised value of the adjoining property that is similar in size. The appraisal report is included as supporting documentation.

City staff is currently negotiating with the CHA for the purchase of CHA-owned lots on Lynn, Oak, Sexton and Garth. Those properties may be included in affordable housing and community development efforts in the vicinity of the subject properties.

Funding to be used for the proposed purchase include Neighborhood Stabilization Program (NSP) and Community Development Block Grant (CDBG) funding. Funding amounts to be allocated for the purchase are as follows:

NSP	\$20,000
CDBG	\$25,765
Total	\$45,765

Approval of this purchase will fully expend remaining NSP funding for acquisition. Approval of the attached ordinance authorizes the City Manager to execute the sales contract for 109, 111, and 113 Lynn St.

Fiscal Impact

Short-Term Impact: None. Long-Term Impact: None.

Vision, Strategic & Comprehensive Plan Impact

<u>Vision Impact:</u> Economic Development, Health, Social Services and Affordable Housing <u>Strategic Plan Impact:</u> Economic Development, Financial Health, Health, Safety and Wellbeing, Infrastructure, Workforce

<u>Comprehensive Plan Impact:</u> Infrastructure, Mobility, Connectivity, and Accessibility, Economic Development, Livable & Sustainable Communities

Suggested Council Action

Approve the attached ordinance authorizing the City Manager to execute a sales contract for purchase of 109, 111, and 113 Lynn Street.

Legislative History

City of Columbia 701 East Broadway, Columbia, Missouri 65201



Department Approved

Introduced by		
First Reading	Second Reading	
Ordinance No	Council Bill No	<u>B 229-15</u>
Al	N ORDINANCE	
Community Developme property located at 109,	or sale of real estate with nt Corporation II for the p 111 and 113 Lynn Street; d contract recorded; and fixinal all become effective.	urchase of irecting the
BE IT ORDAINED BY THE COUNCIFOLLOWS:	L OF THE CITY OF COL	UMBIA, MISSOURI, AS
SECTION 1. The City Manager real estate with Columbia Communit property located at 109, 111 and 113 shall be substantially in the same form	y Development Corporation Lynn Street. The form an	on II for the purchase of d content of the contract
SECTION 2. The City Clerk is a in the office of the Boone County Rec		ave the contract recorded
SECTION 3. This ordinance spassage.	shall be in full force and o	effect from and after its
PASSED this day of	of	, 2015.
ATTEST:		
City Clerk	Mayor and Presi	iding Officer
APPROVED AS TO FORM:		
City Counselor		

CONTRACT FOR SALE OF REAL ESTATE

This agreement is dated this July day of July , 2015, by and between the Columbia Community Development Corporation II, a non-profit corporation (hereinafter referred to as "Seller") the resulting corporation after merger with Columbia Community Development Corporation, filed July 18, 2013 in the Missouri Secretary of State Office and, the City of Columbia, Missouri, a municipal corporation (hereinafter referred to as "Buyer"). Buyer's current address is 701 E. Broadway, Columbia, Missouri 65201.

WITNESSETH:

1. Subject to the terms and conditions set forth herein, the Buyer agrees to purchase and the Seller agrees to sell certain real property and all improvements thereon commonly known as 109, 111 and 113 Lynn Street in Columbia, Boone County, Missouri more particularly described as follows:

LotOne (1) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.

Lot Two (2) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.

Lot Three (3) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded

- in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.
- 2. The real estate offered by Seller and being purchased by Buyer is sold pursuant to all rules and regulations of the City of Columbia Neighborhood Stabilization Program (NSP) and the Department of Housing and Urban Development and certain regulations of 24 CFR 92.252 (a), (c), (e) and (f) and 24 CFR 92.254.
- 3. The purchase price for the property shall be FORTY FIVE THOUSAND SIX HUNDRED SEVENTY FIVE AND 00/100 (\$45,675.00) which Buyer agrees to be paid by cashier's check at closing.
- 4. Conveyance shall be by general warranty deed in proper form for recording and shall convey marketable title as defined by the Title Standards of the Missouri Bar.
- 5. Possession of the property shall be delivered to Buyer following closing.
- 6. Buyer shall pay all recording fees.
- 7. Buyer shall pay the real estate taxes assessed from the closing date for the year of purchase and subsequent years. Seller shall pay prorated amount for real estate taxes beginning January 1, 2015 through date of closing.
- 8. Seller shall pay for the title insurance commitment premium. Seller shall pay the fee charged by the title company to handle the closing.
- 9. Seller shall, within thirty (30) days from the date of this contract, acquire a commitment from a company authorized to issue titles in Missouri agreeing to issue title to the above described real estate in the name of the Buyer and Buyer shall have ten (10) days from receipt of the title commitment to examine title and make any objections to the title exceptions in writing to Seller. If Buyer makes no written objections within that time period, Buyer shall waive any right to make objection. In the event Buyer notifies Seller of a lawful objection, Seller shall have sixty (30) days to remove the encumbrance or defect. If Seller is unable to do so by closing, then Buyer may terminate this contract and this contract shall be void. For purposes of title, merchantable title shall be defined by the Missouri Bar Title Examination Standards and any objections must conform to those standards. The cost of the title commitment policy shall be taxed as closing costs to Seller.
- 10. All notices provided for in this contract may be delivered in person or by United States Mail.

Seller's mailing addresses are:
Columbia Community
Development Corporation II
910 E. Broadway, Suite 201
Columbia, MO 65201

Buyer's Address is: City of Columbia Community Development Department, 701 E Broadway, 5th Floor Columbia, MO 65201

- 11. This contract shall not be assignable by the Buyer.
- 12. This contract shall be binding upon the parties hereto, their heirs, personal representatives, successors and assigns.
- 13. This contract constitutes the entire agreement between the parties and supersedes all previous discussions and agreements and may not be modified except in writing and executed by both parties.
- 14. This contract shall be construed in accordance with the laws of Missouri. Should any part of this contract be litigated, venue shall be proper only in the Circuit Court of Boone County, Missouri or the U.S. District Court for Western Missouri. If any term of this contract is found by a Court of competent jurisdiction to be void or invalid, such finding shall not affect the remaining terms of the contract which shall remain in effect.
- 15. This contract is contingent upon formal approval by the Columbia City Council.
- 16. This contract is contingent upon approval by the Missouri Department of Economic Development.
- 17. Closing shall occur on or before September 30, 2015 at Boone Central Title Company.

IN WITNESS WHEREOF, the parties hereto have been duly authorized to execute this contract as of the day and year first above written.

KATHY E. SIDES
Notary Public - Notary Seal
STATE OF MISSOURI
COUNTY OF BOONE
My Commission Expires: January 8, 2019
Commission # 14516067

My commission expires: $\frac{1}{\sqrt{S}} = \frac{1}{\sqrt{S}} = \frac{1}{\sqrt$

By: Mike Matthes, City Manager APPROVED AS TO FORM: ATTEST: Sheela Amin, City Clerk Nancy Thompson, City Counselor Certification: I hereby certify that this contract is within the purpose of the appropriation to which it is to be charged, Account No._____ and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefor. By: Director of Finance STATE OF MISSOURI COUNTY OF BOONE On this _____ day of ______, 2014, before me appeared Mike Matthes, to me personally known, who, being by me duly sworn, did say that he is the City Manager of the City of Columbia, Missouri, and that the seal affixed to the foregoing instrument is the corporate seal of the City and that this instrument was signed and sealed on behalf of the City by authority of its City Council and the City Manager acknowledged this instrument to be the free act and deed of the City. IN TESTIMONY WHEREOF, I have hereunto set by hand and affixed my official seal, at my office in Columbia, Boone County, Missouri, the day and year first above written. Notary Public My commission expires: ______.

BUYER: City of Columbia, Missouri

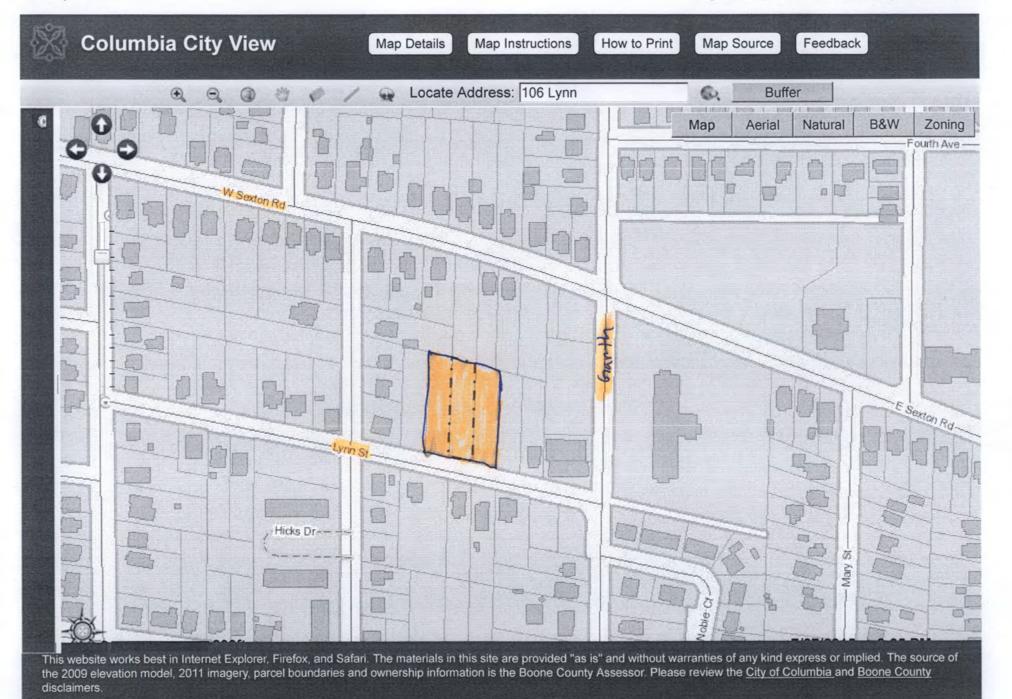
City of Columbia

701 East Broadway, Columbia, Missouri 65201



SUPPORTING DOCUMENTS INCLUDED WITH THIS AGENDA ITEM ARE AS FOLLOWS:

Map, Appraisal Report



© 2015 City of Columbia

WRIGHTAPPRAISALS

APPRAISAL OF REAL PROPERTY



LOCATED AT

107 Lynn St Columbia, MO 65203-3232 J A STEWART SD LOTS 29 & 30 GARTHS SD-W 50' LOT 9 PT SUR 4074-164

FOR

City of Columbia 801 East Broadway Columbia, MO 65201

OPINION OF VALUE

16,000

AS OF

07/10/2015

BY

Lynda J Wright, SRA Wright Appraisals 2011 Corona, Suite 309 Columbia, MO 65203 (573) 234-1999 lynda@wrightappraisals.org

LAND APPRAISAL REPORT

L150367

	Unit American		Canning Tonas			Map Refe	rente No.	one		
W. C. L. 1440	Columbia		Census Tract 0	0021.00		map res	erence 17	860	_	
704	107 Lynn St		Caumbi			Sta	ataa	Zip Code	25000 00	20
City Columbia			County Boone			Ote	MO_	Di Cooc	65203-32	32
Legal Description Sale Price S Actual Read Fetale Toxos		30 GARTHS SD-W 50' LOT 9 PT	SUR 4074-164						W 100 to 10	
Sale Price S	Date of Sal	le Loan	Term N/A	yrs. Pro	perty Rights Appraised	Fee	Lease	hold	De Minimis	PUD
Actual Real Estate Taxes	\$ 0	(yr) Loan charges to be p	paid by seller \$	N/A	Other sales concess	ions None				
Lender/Client C	ity of Columbia			Address 801	East Broadway, Colu	mbia, MO 65201				
Occupant Vacant	Apprais	ser Lynda J Wright, SRA		Instructions to						
Location	□ Urt		an 💮	Rural			Good	Avg.	Fair	Poor
Built Up	F-2	er 75% 25% to	75%	Under 25%	Employment Stability		Г			
Growth Rate	Fully Dev. Ray		H	Slow	Convenience to Employ	ment				
		23		Declining	Convenience to Shoppi					H
Property Values		2					_	_		H
Demand/Supply	She	ortage In Balar	nce	Oversupply	Convenience to School					
Marketing Time		der 3 Mos. 🔀 4-6 Mo	05.	Over 6 Mos.	Adequacy of Public Tra	insportation				
Present 80 %	One-Unit % 2-4 Ur	nit 10 % Apts. 9	6 Condo 10 3	& Commercial	Recreational Facilities		- 1			-
E Land Use %	Industrial % Vacant	t %			Adequacy of Utilities					
Change in Present	Not Likely	Likely (*)		ing Place (*)	Property Compatibility					
Present 80 % Land Use % Change in Present Land Use Predominant Occupancy	(*) From Vacant	To	Residential		Protection from Detrime	ental Conditions				
Predominant Occupancy	Owner Owner	Tenant	2 % Vi	acant.	Police and Fire Protecti	on				
One-Unit Price Range	\$ 20	to \$ 120 Pred	ominant Value \$	75	General Appearance of	Properties	T.			
One-Unit Age Range		120		1.0	Appeal to Market				П	
		able, affecting marketability (e.g. publ	The state of the s	00		The materials	ronnets to to	-	ral Calumi	nio near
						The subject p				
		t in the immediate area, during								
commercial is locate	ed just to the east and a lar	ge apartment complex is less t	than a block away.	The site does I	have some dense brus	in located toward	s the rear, bu	t appears fai	riy level a	no very
long and narrow mal	king its frontage very limite	ed.						777		
Dimensions 50x2	02,8x50x201.85			=	9,865.6 sf			Corner		
Zoning Classification	C-P			Present In	nprovements	00 [Do Not Conf	orm to Zoning	Regulations	
Highest and Best Use	Present Use	Other (specify) see co	omments							
Public	Other (Describe)	OFF SITE IMPROVE		Topo Li	ghtly rolling, but fairly	level				
Elec.		Street Access Public	c Private	Pin.	ypical for the area					
Gas 🖂		Surface Asphalt	_	Ohene	ectangle/Very long and	d narrow				
Water 🔀		Maintenance Public	c Private	Tre .	esidential/Commercial					
San, Sewer			Curb/Gutter	Outrant.	and the same of th					
	Inderground Elect. & Tel.		Street Lights		ppears Adequate located in a FEMA Special	Flood Hazard Area?			7 Yes	⊠ No
		rent adverse easements, encroachme							1	
		R THAT A VERY SMALL POR					no known ap	0.00	se easen	ent or
		ir to or lock foundable that	n the subject no	minus (-)	adjustment is made				of subjective of the	
significant item in	the comparable is inferior SUBJECT PROPER		n the subject pro	operty, a plus		made thus inc		indicated va COMPARABI	lue of th	77.7
	SUBJECT PROPER		2.00.2.00	operty, a plus	(+) adjustment is	made thus inc		indicated va COMPARABI	lue of th	77.7
Address 107 Lynn	SUBJECT PROPER	RTY COMPAI	RABLE NO. 1	Lot 11,	(+) adjustment is COMPARABLE NO	made thus inc	reasing the	comparable	lue of th	1 7 7 7
Address 107 Lynn	SUBJECT PROPER	RTY COMPAI 409 Pershing Rd	RABLE NO. 1	Lot 11,	(+) adjustment is COMPARABLE NO James Dale Rd ia, MO 65202-2730	made thus inc	reasing the Lot 53, Holly	COMPARABI Ave O 65202	lue of th	77.7
Address 107 Lynn S Columbia,	SUBJECT PROPER	409 Pershing Rd Columbia, MO 65203	RABLE NO. 1	Lot 11, Columbi	(+) adjustment is COMPARABLE NO James Dale Rd ia, MO 65202-2730	made thus inc	Lot 53, Holly Columbia, M	COMPARABI Ave O 65202	lue of th	ne subjec
Address 107 Lynn Columbia, Proximity to Subject	SUBJECT PROPER St MO 65203-3232	409 Pershing Rd Columbia, MO 65203	RABLE NO. 1	Lot 11, Columbi	(+) adjustment is COMPARABLE NO James Dale Rd ia, MO 65202-2730 es NE	made thus inc , 2	Lot 53, Holly Columbia, M	COMPARABI Ave O 65202	lue of th	ne subjec
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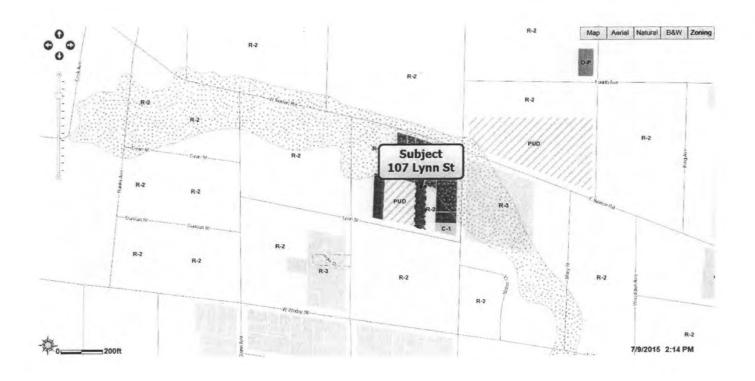
Plat Map

IOE-est	City of Columbia		State MO Zip Code 65203-3232
Borrower/Client Property Address	107 Lynn St	County Boone	State MO
City	Columbia		
Lender	City of Columbia		



Zoning Map

Borrower/Client	City of Columbia				
Property Address	107 Lynn St				
City	Columbia	County	Boone	State MO	Zip Code 65203-3232
Lender	City of Columbia				



Supplemental Addendum

File No. L150367

Borrower/Client	City of Columbia			
Property Address	107 Lynn St			
City	Columbia	County Boone	State MO	Zip Code 65203-3232
Lender	City of Columbia			

The intended user of this appraisal report is the Lender/Client. The intended use is to evaluate the property that is the subject of this appraisal for a mortgage finance transaction, subject to the stated scope of work, purpose of the appraisal, reporting requirements of this appraisal report form, and definition of market value. No additional intended users are identified by the appraiser.

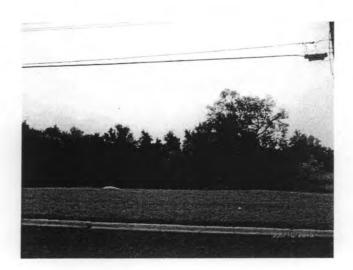
I have performed no (or the specified) other services, as an appraiser or in any other capacity, regarding the property that is the subject of the work under review within the three-year period immediately preceding acceptance of this assignment.

EXPOSURE TIME: Is defined as the estimated length of time that the property interest being appraised would have been offered on the market prior to the hypothetical consummation of a sale at market value on the effective date of the appraisal. Exposure time is a retrospective opinion based on an analysis of past events assuming a competitive and open market.

The subject's estimated exposure time is 30-60 days.

Subject Photos

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



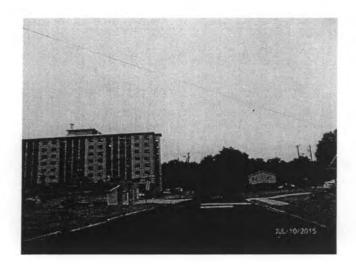
Subject Front

107 Lynn St Sales Price Gross Living Area Total Rooms Total Bedrooms Total Bathrooms

Location

View Site Central/Avg 9,865.6 sf

Quality Age



Subject Street

Comparable Photo Page

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



Comparable 1

409 Pershing Rd

Prox. to Subject

0.98 miles W 17,200

Sale Price Gross Living Area

Total Rooms

Total Bedrooms

Total Bathrooms Location

View Site

Central/Avg 5,048 sf

Quality Age



Comparable 2

Lot 11, James Dale Rd

Prox. to Subject

3.88 miles NE 16,000

Suburban/Avg

Sale Price Gross Living Area

Total Rooms

Total Bedrooms

Total Bathrooms

Location

View Site

10,400 sf

Quality

Age



Comparable 3

Lot 53, Holly Ave

Prox. to Subject

2.06 miles NE

Sale Price

19,900

Gross Living Area Total Rooms

Total Bedrooms

Total Bathrooms Location

Urban/Avg 10,492 sf

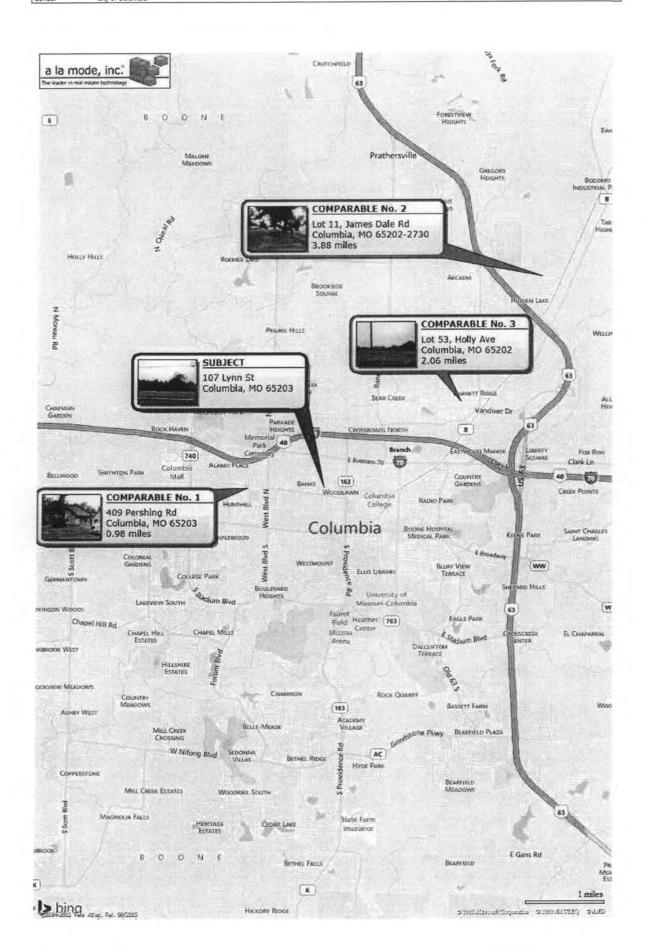
View Site

Quality

Age

Comparable Sales Map

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



Flood Map

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Landar	City of Columbia						

